

रजिस्ट्रार नं० पी० 461.



# राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

मिला, सोमवार, 6 मार्च, 1972/16 फागुन, 1893

## GOVERNMENT OF HIMACHAL PRADESH ELECTION DEPARTMENT NOTIFICATION

*Simla-1, the 21st February, 1972*

No. 3-13/71-Elec.—The Election Commission of India's notification No. 464/HP-LA/72(3), dated the 16th February, 1972, under sub-rule (1) of rule 49 of the Conduct of Elections Rules, 1961, is hereby published in Himachal Pradesh Extraordinary Gazette for general information.

By order,  
L. TOCHHAWNG,  
Chief Electoral Officer,  
Himachal Pradesh.

## ELECTION COMMISSION OF INDIA NOTIFICATION

*Talkatora Road,*

*New Delhi-1, the 16th February, 1972/Magha 27, 1893 (Saka)*

**No. 464/HP-LA/72(3).**—In exercise of the powers conferred by sub-rule (1) of rule 49 of the Conduct of Election Rules, 1961, the Election Commission hereby directs that in the elections to the Legislative Assembly from 1—Kinnaur (ST) 55—Bharmour (ST) and 56—Lahaul and Spiti (ST) assembly constituencies in the State of Himachal Pradesh to be held in pursuance of the Governor's notification published in an Extraordinary issue of the Himachal Pradesh Government Gazette, dated the 1st February, 1972, the method of voting by ballot shall be followed at all the polling stations set up within the said assembly constituencies.

By order,

K. S. RAJAGOPALAN,

*Secretary to the Election Commission of India.*

## LOCAL SELF GOVERNMENT DEPARTMENT NOTIFICATIONS

*Simla-2, the 8th February, 1972*

**No. 62-42/52-II/LSG.**—In exercise of the powers conferred under section 215 of the Himachal Pradesh Municipal Act, 1968 (No. 19 of 1968), the Governor of Himachal Pradesh is pleased to confirm the following bye-laws made by the Notified Area Committee, Arki, Mahasu district, Himachal Pradesh, under section 198 of the said Act, which were previously published for inviting the public objections under section 214 of the said Act within the jurisdiction of the Notified Area Committee Arki, vide resolution No. \_\_\_\_\_ dated \_\_\_\_\_.

1. These may be called the Water Supply and Appliances Bye-laws of Notified Area Committee, Arki, and shall come into force immediately.

2. In these bye-laws unless there is something repugnant in the subject or context:—

- (a) "committee" shall mean the Notified Area Committee, Arki;
- (b) "consumer" shall mean any person in whose name a water connection is registered and his successors in the title or interest;
- (c) "consumer's installation" shall mean installation of taps, pipes, fittings and utensils intended to carry or store water received from Municipal Water Supply from point where the said installation is joined to Municipal main;
- (d) "premises" shall mean any place or structure to or from which water is supplied or for which an application for water supply is received by the committee.

3. No application for a water connection to a premises shall be considered unless and until the following formalities are completed:—

- (i) that the consumer installation (if any) is of proper material and properly laid, joined and perfectly water tight;
- (ii) that all such precautions as may then have been in force have taken by the prospective consumer to prevent —
  - (a) waste of water including use of water for purposes other than domestic or for purposes expressly prohibited by the committee by a resolution in pursuance to the provisions, contained in the Himachal Pradesh Municipal Act of 1968;

- (b) continuous flow of Municipal Water Supply; and
- (c) accumulation of waste and used water;

- (iii) that the consumer has made at his own cost a suitable provision for the outlet pipes, troughs and other conveniences for carrying waste and used water and sullage from the premises of the consumer to the public sewer and drain having due regard to the public health and convenience of the inhabitants of the neighbourhood and the persons passing along the premises and subject to the supervision and inspection of the committee;
- (iv) that the connection fee of Rs. 15 has been paid to the committee;
- (v) that all such consumers (unless the committee thinks fit to exempt by an order in writing) have deposited a sum of Rs. 20 as security with the committee.

4. The consumer shall not transmit or utilise any of the water supplies by the committee beyond the consumer's premises and no alteration or extension of any existing water connection shall be made without the previous sanction of the committee.

5. Every consumer shall pay to the committee within a fortnight of the receipt of the committee's bill all charges for and in connection with the supply of water in accordance with rates which may from time to time be fixed by the committee with the sanction of the Himachal Pradesh Government in accordance with section 94 of the Himachal Pradesh Municipal Act, 1968, (Act No. 19 of 1968).

6. The Committee shall be competent to recover water charges from the consumer either on the basis of actual consumption or according to the flat rate and to substitute one method of calculation for the other after giving three months notice to the consumer.

7. (a) For metered connection the meter shall ordinarily be supplied by the committee. A consumer may however be permitted to have his own meter subject to the following conditions:—

(i) the meter must be a type approved by the committee and in proper working order, and

(ii) it shall be fixed by the committee at the expense of the consumer.

(b) No meter whether owned by the committee or by a consumer shall be tampered with in any way.

(c) If in any month the meter of any connection ceases to register the committee shall charge for that month an amount equal to the average consumption of the immediately past three months of full usage during which the meter recorded accurately and was not out of order.

8. The committee may disconnect any consumer's connection in the following cases without notices:—

(a) if the consumer's water installation discovered to have been originally defective;

(b) if the consumer's installation become defective after it was originally made;

(c) if the drainage arrangements for waste water, out of the consumer's premises, have become defective or unserviceable;

(d) if unauthorised connection, extension or alteration has been made by any body other than the licensed plumber; and

(e) if the consumer allows the committee's bill for water to remain in arrears for over a fortnight;

(f) if any consumer whose premises are supplied with water, neglects to pay the water tax or amount payable under section 94 or section 95 when due or to give notice as provided in section 97 of the Himachal Pradesh Municipal Act, 1968, or wilfully or negligently

misuses or cause waste of water.

9. Notwithstanding anything contained in these bye-laws of the committee reserves to itself subject to the approval of the State Government under the provisions of the Himachal Pradesh Municipal Act, 1968, the power of—

- (a) granting temporary connection for not more than 7 days at the rate which may be fixed by the committee; and
- (b) granting free connection for charitable purposes.

10. Any registered consumer who wishes to close his connection shall give notice in writing to the committee in the absence of which the consumer will continue to be liable for the water charges until the connection is cut-off.

11. No person shall—

- (a) make connection with the committee's water pipe or in any way interfere with them except in the manner provided by these bye-laws;
- (b) use of water obtained from committee's water pipe except for domestic purposes;
- (c) cause wastage of water obtained from committee's pipe;
- (d) bathe, wash utensils or clothes or cause wastage of water at public stand post, and
- (e) temper with or damage a public stand post.

12. (i) The committee shall not be responsible for damages or otherwise for accidental interruption of supply or for stopage or deficiency of water supply caused by or resulting from fire, floods, tempest or any accident or from any strike or lockout of workman or from any other cause beyond the control of the committee, but the committee shall be bound to restore the supply as soon as possible.

(2) The committee, in order to ensure the proper retelable distribution of water to the consumer or doing all things necessary or incidental to the proper carrying out of the supply of water shall be within its rights to suspend the water supply as deems, and may be any time limit the amount of water to be supplied whenever it considers it necessary.

13. Opening fee:—

For opening or re-opening water connection a fee of Rs. 5 shall be charged.

14. Charges for consolidation of roads:—

For water used for the consolidation of roads within the committee a charge of 50 paise per 100 cft. shall be made.

15. Charges for water used for building purposes:—

A charge equal to one per cent of the cost of building shall be made for water drawn from public stand and from un-metered connection for building purposes within the limits of the committee.

16. (i) Any person committing breach or an abetment of a breach of any of the above bye-laws shall be punishable with imprisonment which may extend to three months or with fine which may extend to one thousand rupees or with both, and when the breach is a continuing breach with a further fine which may extend to five rupees for every day after the first during which the breach continues.

(ii) In lieu of or in addition to such fine, the Magistrate may require the offender to remedy the mischief and recoup the loss sustained by the committee.

By order,

Sd/-

Under Secretary.

*Simla-2, the 18th February, 1972*

No. 1-21/70-LS 7.—In exercise of the powers conferred by clause (a) of sub-section (1) of section 2 of the Himachal Pradesh Public Premises and Land (Eviction and Rent Recovery) Act, 1971, (Act No. 22 of 1971), the Governor, Himachal Pradesh is pleased to appoint Shri P. N. Nehru the Estate Officer of Himachal Pradesh Government posted at Simla to perform the functions of the Collector under the above Act in respect of premises belonging to buildings or taken on lease or requisitioned by, or on behalf of the State Government of Himachal Pradesh at Simla.

By order,  
C. M. CHATURVEDI,  
Secretary.

